

PTO/SB/88 (12-05)

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**STATEMENT UNDER 37 CFR 3.73(b)**Applicant/Patent Owner Mettler-Toledo AGApplication No./Patent No./Control No. 09/765,112 Filed/Issue Date: January 18, 2001Entitled ANALYZER SYSTEM AND DRIVE MECHANISM FOR SAMEMettler-Toledo AG

(Name of Assignee)

, a joint stock company of Switzerland

(Type of Assignee: corporation, partnership, university, government agency, etc.)

states that it is:

- 1 ☒ the assignee of the entire right, title, and interest, or
- 2 ☐ an assignee of less than the entire right, title and interest  
(The extent (by percentage) of its ownership interest is \_\_\_\_\_ %)

in the patent application/patent identified above by virtue of either:

- A ☐ An assignment from the inventor(s) of the patent application/patent identified above. The assignment was recorded in the United States Patent and Trademark Office at Reel \_\_\_\_\_, Frame \_\_\_\_\_, or a true copy of the original assignment is attached

OR

- B ☒ A chain of title from the inventor(s) of the patent application/patent identified above, to the current assignee as follows:

1. From: Karl Lang To: Mettler-Toledo GmbHThe document was recorded in the United States Patent and Trademark Office at  
Reel 011735, Frame 0513, or for which a copy thereof is attached.2. From: Mettler-Toledo GmbH To: Mettler-Toledo AGThe document was recorded in the United States Patent and Trademark Office at  
Reel \_\_\_\_\_, Frame \_\_\_\_\_, or for which a copy thereof is attached.

3. From: \_\_\_\_\_ To: \_\_\_\_\_

The document was recorded in the United States Patent and Trademark Office at  
Reel \_\_\_\_\_, Frame \_\_\_\_\_, or for which a copy thereof is attached.

- ☐ Additional documents in the chain of title are listed on a supplemental sheet.

As required by 37 CFR 3.73(b)(1)(i), the documentary evidence of the chain of title from the original owner to the assignee was, or concurrently is being, submitted for recordation pursuant to 37 CFR 3.11.

(NOTE: A separate copy (i.e., a true copy of the original assignment document(s)) must be submitted to Assignment Division in accordance with 37 CFR Part 3, to record the assignment in the records of the USPTO. See MPEP 302.08)

The undersigned (whose title is supplied below) is authorized to act on behalf of the assignee.

Doris Schilling

Signature

Doris Schilling

Printed or Typed Name

Peter Leuenberger

Peter Leuenberger

Duty Authorized Officer

Title

December 19, 2006

Date

+41 44 944 2562

Telephone Number

This collection of information is required by 37 CFR 3.73(b). The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.



## Handelsregisteramt des Kantons Zürich

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### CERTIFICATION

Issued by the Commercial Registry of Canton Zurich

It is hereby certified that the following company is entered in the Commercial Register of Canton Zurich: a joint stock company by the name of

Mettler-Toledo AG  
(Mettler-Toledo SA) (Mettler-Toledo Ltd.)

domiciled in Greifensee  
Address: Im Langacher, 8606 Greifensee

This company has been entered in the Commercial Register of Canton Zurich since 05 March 1997.

The Commercial Register also indicates the following for the aforementioned company:

**Aims and objectives:** The aim of the company is to develop scales, instruments, measuring devices and systems, as well as information technology and network components (hardware and software) related to such products, and to produce and distribute them worldwide, and to provide services to related enterprises and to third parties, above all in the form of engineering services, general contracting and information technology support. The company may acquire real estate property and hold shareholdings in other enterprises.

**Qualified facts: Transformation:** developed from Mettler-Toledo AG, registered office located in Greifensee, by means of corporate transformation. In accordance with the transformation financial report dated 31.1.1997, the company took over the assets of CHF 236,906,671.-- and liabilities of CHF 207,943,700.-- in accordance with Art. 824 ff. of the Swiss Code of Obligations. The share capital of CHF 2,000,000.-- was transformed into stock fund.

**Transformation:** in accordance with the corporate transformation plan dated 30.06.2006 and the financial report dated 31.12.2005, with assets of CHF 210,665,128.06 (less dividend payments of CHF 13,000,000.--) and liabilities (debenture capital) of CHF 181,073,826.23, the limited liability company was transformed into a joint stock company. In return for the original shares held hitherto, the shareholders received 20,000 shares with a face value of CHF 100.-- each.

Investment in kind: On the occasion of the increase in share capital dated 14.07.2006, in accordance with investment in kind contracts dated 10./12.07.2006, the company took over 2,000 shares in Mettler-Toledo (Gibraltar) MTCS Ltd, registered office in Gibraltar, at the nominal price of CHF 1.-- each, 2,000 shares in Mettler-Toledo (Gibraltar) MTCN Ltd, registered office in Gibraltar, at the nominal price of CHF 1.-- each and 2,000 shares in Mettler-Toledo (Gibraltar) MTCZ Ltd, registered office in Gibraltar, at the nominal price of CHF 1.-- each, and, in accordance with an investment in kind contract dated 10.07.2006, 2,000 shares in Mettler-Toledo (Gibraltar) China Holding Ltd, registered office in Gibraltar, at the nominal price of CHF 1.-- each, for which a total of 11,096 registered shares at a nominal value of CHF 100.-- each and 214 registered participation certificates at a nominal value of 100.-- each were issued.

It is further certified that the aforementioned company is organized according to the laws of Switzerland.

The Commercial Registry Office of the Canton of Zurich can offer no guarantee as to the accuracy of the translation from the original German text of this entry in the Commercial Register.

Zurich, Switzerland, 21 July 2006  
Company number: CH-020.4.002.767-3  
Signed: SA  
Fee: CHF 280.--



CJH



# Handelsregister des Kantons Zürich - Hauptregister

Identification no	Legal status	Entry	Cancelled	Carried from: 020.4.002.767-3/a on:	
CH-020.4.002.767-3	Limited or Corporation	05.03.1997			1



Every inscriptions

In	Ca	Business name	Ref	Legal seat
1		Mettler-Toledo GmbH	1	Greifensee
1	2	<del>(Mettler-Toledo S.à.r.l.) (Mettler-Toledo Ltd-liab-Co)</del>		
2		Mettler-Toledo AG		
2		(Mettler-Toledo SA) (Mettler-Toledo Ltd.)		

Ref	Share capital (CHF)	Paid-in (CHF)	Shares	Ref	Company address
1	2'000'000.--			1	Im Langacher
2	2'000'000.--	2'000'000.--	20'000 Namenaktien zu CHF 100.--		8606 Greifensee
3	3'109'600.--	3'109'600.--	31'096 Namenaktien zu CHF 100.--		
Ref	Part. capital (CHF)	Paid-in (CHF)	Participation certificates		
3	21'400.--	21'400.--	214 Namenpartizipationsscheine zu CHF 100.--		

In	Ca	Purpose	Ref	Postal address
1	2	Entwicklung, Herstellung und weltweiter Vertrieb von Waagen, Instrumenten, messtechnischen Geräten und von Systemen sowie mit diesen Produkten eingesetzten Informatik- und Netzwerkkomponenten (Hard- und Software), Erbringung von Dienstleistungen an verbundene Unternehmen und an Dritte vor allem in der Form von Engineering Leistung, General Contracting und Informatikunterstützung, kann Liegenschaften erwerben sowie sich an anderen Unternehmen beteiligen.		
2		Zweck der Gesellschaft ist die Entwicklung, die Herstellung und der weltweite Vertrieb von Waagen, Instrumenten, messtechnischen Geräten und von Systemen sowie der mit diesen Produkten eingesetzten Informatik- und Netzwerkkomponenten (Hard- und Software), und die Erbringung von Dienstleistungen an verbundene Unternehmen und an Dritte vor allem in der Form von Engineering Leistung, General Contracting und Informatikunterstützung. Die Gesellschaft kann Liegenschaften erwerben und sich an anderen Unternehmen beteiligen.		

In	Ca	Remarks	Ref	Date of the acts
1		Geschäftsbezeichnungen der Im Langacher, 8606 Greifensee tätigen Bereiche: "International Sales" und "Laboratory & Weighing Technologies".	1	24.02.1997
1		Geschäftsbezeichnung des an der Buchbergstrasse 4, 8730 Uznach tätigen Bereiches: "Production Uznach".	1	20.12.1999
1		Geschäftsbezeichnung des an der Sonnenbergstrasse 74, 8603 Schwerzenbach tätigen Bereiches: "Analytical".	1	23.06.2000
1		Geschäftsbezeichnung des Im Hackacker 15, 8902 Urdorf tätigen Bereiches: "Process".	1	25.08.2005
1		Geschäftsbezeichnung des an der Heuwinkelstrasse, 8606 Nänikon tätigen Bereiches: "Logistics & Services, Global Electronics and Load Cells."	2	30.06.2006
2		Mitteilungen an die Aktionäre erfolgen durch Brief an die im Aktienbuch verzeichneten Adressen.	3	14.07.2006
2		Der von einer bisherigen Registerkarte übertragene Auszug enthält keine vor dem Übertrag gestrichenen Tatsachen und auch keine allfälligen früheren Statendaten oder Tagebuch- und SHAB-Zitate. Diese können auf der im Feld "Übertrag von" bezeichneten Handelsregisterkarte eingesehen werden.		
3		Die Übertragbarkeit der Namenpartizipationsscheine ist nach Massgabe der Statuten beschränkt.		
3		Die Namenpartizipationsscheine gewähren Vorrechte bezüglich Dividende und Liquidationserlös gemäss Statuten.		

In	Ca	Qualified facts	Ref	Official publication
1		Umwandlung: Ist auf dem Wege der Umwandlung aus der Mettler-Toledo AG, in Greifensee, hervorgegangen. Übernimmt gemäss Umwandlungsbilanz per 31.1.1997 Aktiven von CHF 236'906'671.-- und Passiven von CHF 207'943'700.-- im Sinne von Art. 824 ff. OR. Das Aktienkapital von CHF 2'000'000.-- wird in Stammkapital umgewandelt.	1	SHAB
2		Umwandlung: Die Gesellschaft mit beschränkter Haftung wird gemäss Umwandlungsplan vom 30.06.2006 und Bilanz per 31.12.2005 mit Aktiven von CHF 210'665'128.06 (abzüglich Dividendenausschüttung von CHF 13'000'000.--) und Passiven (Fremdkapital) von CHF 181'073'826.23 in eine Aktiengesellschaft umgewandelt. Die Gesellschafter erhalten für ihre bisherigen Stammanteile 20'000 Aktien zu CHF 100.--.		



# Handelsregister des Kantons Zürich - Hauptregister

CH-020.4.002.767-3	Mettler-Toledo AG	Greifensee	2
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Every inscriptions

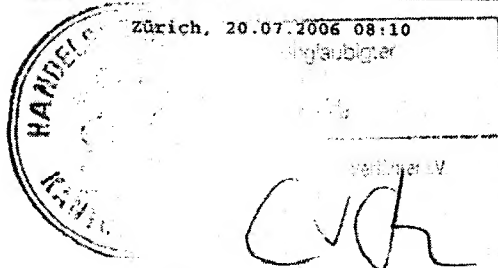
In	Ca	Qualified facts	Ref	Official publication
3		Sacheinlage: Die Gesellschaft übernimmt bei der Kapitalerhöhung vom 14.07.2006 gemäss Sacheinlageverträgen vom 10./12.07.2006 2'000 Aktien der Mettler-Toledo (Gibraltar) MTCN Ltd, in Gibraltar zu nominal je CHF 1.--, 2'000 Aktien der Mettler-Toledo (Gibraltar) MTCN Ltd, in Gibraltar zu nominal je CHF 1.--, 2'000 Aktien der Mettler-Toledo (Gibraltar) MTCN Ltd, in Gibraltar zu nominal je CHF 1.-- sowie gemäss Sacheinlagevertrag vom 10.07.2006 2'000 Aktien der Mettler-Toledo (Gibraltar) China Holding Ltd, in Gibraltar zu nominal je CHF 1.--, wofür insgesamt 11'096 Namenaktien zu CHF 100.-- sowie 214 Namenpartizipationsscheine zu CHF 100.-- ausgegeben werden.		

In	Ca	Branch offices	In	Ca	Branch offices	In	Ca	Branch offices	In	Ca	Branch offices

Vis	Ref	No-journal	Date	SOGC	Date SOGC	Page	Vis	Ref	No-journal	Date	SOGC	Date SOGC	Page
TP	0		(Auslassung)		(Auslassung)		TP	3	19591	14.07.2006	139	20.07.2006	19
TF	1	24184	30.08.2005	171	05.09.2005	23							
	2	18465	04.07.2006	131	10.07.2006	23							

Leg: P = President of the board Man= Manager SS = Single signature  
VP = Vicepresident of the board Liq= Liquidator r.t= restricted to JS = Joined signature  
Del= Delegated of the board GD = Generaldirector MO = Main office SA = Single agent signature  
M = Member of the board D = Director BO = Branch office JA = Joint agent signature  
S = Secretary of the board VD = Vicedirector SR = Signature rights Ass= assistant

In	Mod	Can	Personalities	Function	Signature
1		2m	Bellerjeau, James Thomas, Bürger der USA, in Küsnacht ZH, mit einer Stammeinlage von CHF 1000	partner-and-manager	JS-at-two
1		2	Mettler-Toledo Holding AG, in Greifensee, mit einer Stammeinlage von CHF 1'000'000	Pa	without signature
1		2m	Bürker, Peter, von Zürich und Rümlang, in Fällanden	Man	JS-at-two
1		2m	Hofer, Hans-Ulrich, von Biglen, in Nürensdorf	Man	JS-at-two
1		2m	Lüthi, Beat Emanuel, von Lauperswil, in Zürich	Man	JS-at-two
1		2m	Rauch, Waldemar, deutscher Staatsangehöriger, in Zürich	Man	JS-at-two
1		2m	Sperry, Robert F., von Fischenthal und Herrliberg, in Herrliberg	Man	JS-at-two
1			von Arb, Hans-Peter, von Neuendorf, in Zug		JS at two
1			Atland, Achim, deutscher Staatsangehöriger, in Wetzikon		JS at two
1			Büchi, Patrick, von Münchwil TG, in Zürich		JS at two
1			Lang, Karl, von Zürich, in Zürich		JS at two
1			Lenggenhager, René, von Ebnat-Kappel, in Stäfa		JS at two
1			Leuenberger, Peter, von Ursenbach, in Uzwil		JS at two
1			Lieberherr, Kurt, von Winterthur, in Winterthur		JS at two
1			Meyer, Andreas, von Küssnacht SZ, in Zollikon		JS at two
1			Müller, Thomas Walter, von Winterthur, in Elsau		JS at two
1			Pletscher, Robert, von Zürich, in Stäfa		JS at two
1			Radloff, Christian, von Oberhallau, in Niederhelfenschwil		JS at two
1			Schilling, Doris, deutsche Staatsangehörige, in Konstanz (D)		JS at two
1			Meier, Linus, von Uster und Buchs LU, in Bäretswil		JA at two
1			Meier, Robert, von Zürich und Altbüren, in Wetzikon		JA at two
1			Steffen, Hans Rudolf, von Brienzwiler, in Pfäffikon		JA at two
1			Vogel, Kurt, von Winterthur, in Jona		JA at two
1			Widmer, Urs, von Eschenbach LU und Egg, in Egg		JA at two
2		2	Bürker, Peter, von Zürich und Rümlang, in Fällanden	P	JS at two
2		2	Bellerjeau, James Thomas, amerikanischer Staatsangehöriger, in Erlenbach ZH	VP	JS at two
2		2	Lüthi, Beat Emanuel, von Lauperswil, in Zürich	M	JS at two
2		2	Peter, René, von Adligenswil, in Gossau ZH	M	JS at two
2		2	Hofer, Hans Ulrich, von Biglen, in Nürensdorf		JS at two
2		2	Rauch, Waldemar, deutscher Staatsangehöriger, in Zürich		JS at two
2		2	Sperry, Robert F., von Fischenthal und Herrliberg, in Herrliberg		JS at two
2			PricewaterhouseCoopers AG, in Zürich	office of revision	



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On special request it is also possible to provide an extract containing all currently valid entries only.

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